

REMARKS

Withdrawal of the Final Office Action of May 2006 and all previous restriction requirements is acknowledged with appreciation.

Drawings and Claim 2, §112 Rejection

Claim 2 was rejected under §112, first paragraph, as failing to meet the enablement requirement allegedly because “it is unclear how the outlet of the nozzle is generally adjacent to the inlet of the reservoir.” The drawings are also objected to as not showing this feature. Reconsideration and withdrawal of this rejection is requested for the following reason.

Original claim 2 in and of itself discloses and describes this feature in sufficient detail to enable one of ordinary skill in the art to understand and make this construction and arrangement. Furthermore, the written description on page 7 in paragraph 0023 explicitly discloses that

One of the supply lines 36 is connected....to the jet pump 18 located...desirably adjacent an inlet 38 of the reservoir 26...This jet pump 18 directs fuel generally surrounding the reservoir 26 into the inlet 38 of the reservoir 26...

Undisputably, the nozzle 54 is part of the jet pump 18 and thus skilled persons would readily appreciate the nozzle is generally adjacent to the inlet 38 of the reservoir.

Furthermore, this construction and arrangement is shown in FIG. 1 which among other things illustrates the jet pump 18 and a line 36 supplying fuel to its nozzle 54 which is shown as located adjacent to the inlet 38 of the reservoir 26.

Accordingly, reconsideration and withdrawal of the objection to claim 2 and to the drawings is requested.

After considering the foregoing explanation, if the Examiner is still of the view that claim 2 and the drawings do not comply with the applicable requirements of §112, the Examiner is authorized to cancel claim 2 by Examiner's Amendment.

Allowed Claims

The allowance of claims 4-6, 13-21, 23, 25-33, and 35-39 is acknowledged with appreciation.

Allowable Claims 3, 7-11

The indication that claims 3 and 7-11 define allowable subject matter and would be allowed in independent form is acknowledged with appreciation.

Each of claims 3, 7 and 9 have been rewritten in independent form to include the limitations of claim 1 on which each was directly dependent.

Accordingly, each of claim 3, 7-11 is believed to now be in a proper form for allowance and reconsideration and allowance thereof as amended is respectfully requested.

Amended Claim 1 is Novel and Patentable

Claim 1 was rejected only under §102(b) as being anticipated by or lacking novelty over the Siemens reference. Siemens discloses a fuel injector for an air compressing reciprocating piston two stroke internal combustion engine.

As amended, claim 1 calls for among other things a jet pump supplying fuel to the reservoir, and the jet pump having a nozzle with an outlet and an inlet in fluid communication with the outlet of the high pressure fuel pump.

The Siemens reference does not disclose, suggest or teach to skilled persons (1) any jet pump at all, (2) any jet pump supplying fuel to a reservoir, (3) any jet pump having a nozzle, or (4) any jet pump nozzle having an inlet in communication with the outlet of the high pressure fuel pump.

Since Siemens does not disclose any of these elements much less all of them, as amended herein claim 1 defines novel and patentable subject matter over Siemens whether considered alone or in combination with the other references of record.

Accordingly, reconsideration and allowance of claim 1 as amended is respectfully requested.

Conclusion

As amended, all of the pending claims are believed to now be in a proper form and condition for allowance and such action is respectfully requested. Furthermore, claim 2 is believed to be fully enabled by the written description and drawings including FIG. 1, and thus complies with the enablement requirement of §112 for at least the

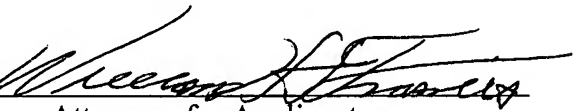
foregoing reasons. Accordingly, reconsideration and allowance thereof is respectfully requested.

If after considering this response the Examiner believes any of the claims are still not in a condition for allowance, a telephone interview with applicant's undersigned attorney is requested so that immediate consideration can be given to any further amendments suggested by the Examiner or otherwise needed to place all the claims in a condition for allowance. The Examiner is asked to either schedule or initiate this interview by telephoning William Francis at 248-689-3500 who normally can be reached Monday through Friday between 9 a.m. and 5 p.m.

A check in the amount of \$750.00 is enclosed to cover the fee for the three additional independent claims. If the calculations of the Patent Office indicate the amount of this check is incorrect, please charge any deficiency or credit any excess to our Deposit Account No. 50-0852.

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WHF:sal

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